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GARY STEPHEN MAYNARD  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) Case No. 2:21-CR-224-DAD  
11 )  
Plaintiff, ) **STIPULATION AND ORDER TO CONTINUE**  
12 ) **STATUS CONFERENCE AND EXCLUDE TIME**  
vs. )  
13 ) Date: November 29, 2022  
GARY STEPHEN MAYNARD, ) Time: 9:30 a.m.  
14 ) Judge: Hon. Dale A. Drozd  
Defendant. )  
15 \_\_\_\_\_)

16 IT IS HEREBY STIPULATED and agreed by and between Acting United States  
17 Attorney Phillip A. Talbert, through Assistant United States Attorney Michael Anderson, counsel  
18 for Plaintiff, and Federal Defender Heather Williams, through Assistant Federal Defender  
19 Hannah Labaree, counsel for Dr. Maynard, that the status conference may be **continued to**  
20 **January 31, 2023, at 9:30 a.m. with an exclusion of time.**

21 The parties specifically stipulate as follows:

- 22 1. By previous order, this matter was set for a status on November 29, 2022.
- 23 2. By stipulation, the defense now moves to continue the status conference to  
24 January 31, 2023, with time between November 29, 2022, and January 31, 2023  
25 excluded.
- 26 3. The discovery in this case includes over 10,000 pages of reports and other  
27 documents; it also includes electronic data, such as video recordings.  
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4. The expert review of the complex data involved is ongoing, and the defense team continues to confer with their experts as their analysis continues.
5. Dr. Maynard is housed at the Nevada City Jail, located over 60 miles from the Office of the Federal Defender in Sacramento. The travel required to visit Dr. Maynard and review the electronic discovery, which Dr. Maynard cannot review on his own in custody, has affected the speed with which the case can move toward resolution.
6. Defense counsel represents that they requires additional time to: continue reviewing the discovery; investigate and research possible defenses; research potential pretrial motions; continue consulting with their experts; explore potential resolutions to the case; and otherwise prepare for trial.
7. Defense counsel believes that failure to grant the requested continuance would deny them the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.
8. The government does not object to the continuance.
9. Therefore, the parties stipulate that the ends of justice served by granting the continuance outweighs the best interest of the public and Dr. Maynard in a speedy trial, and request the Court so to find.
10. For the purpose of computing time under 18 U.S.C. § 3161 *et seq.* (Speedy Trial Act), the parties request that the time period between November 29, 2022 and January 31, 2023, inclusive, be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv) (Local Code T4), because it would result from a continuance granted by the Court at the defense's request, based on a finding that the ends of justice served by granting the continuance outweighs the best interest of the public and Dr. Maynard in a speedy trial.

*(Remainder of page intentionally left blank. Signatures to follow.)*

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Respectfully submitted,

HEATHER E. WILLIAMS  
Federal Defender

Date: November 28, 2022

/s/ Hannah Labaree  
HANNAH LABAREE  
Assistant Federal Defender  
Attorneys for Defendant  
GARY STEPHEN MAYNARD

Date: November 28, 2022

PHILLIP A. TALBERT  
United States Attorney

/s/ Michael Anderson  
MICHAEL ANDERSON  
Assistant United States Attorney  
Attorneys for Plaintiff

**ORDER**

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

Dated: November 28, 2022

  
UNITED STATES DISTRICT JUDGE